

PATENT ATTORNEY DOCKET NUMBER: 50323/008002

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Colleen Coune

Printed name of person mailing correspondence

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Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Steven N. Popoff et al.

Art Unit:

1632

Serial No.:

09/943,075

Examiner:

Priebe, Scott David

Filed:

August 30, 2001

Customer No.:

21559

Title:

OSTEOACTIVIN PROTEIN AND NUCLEIC ACIDS ENCODING

THE SAME, COMPOSITIONS AND METHODS OF

STIMULATING BONE DIFFERENTIATION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES UNDER 37 C.F.R. § 1.191

Applicant respectfully appeals to the Board of Patent Appeals and Interferences from the decision dated October 16, 2003, in which the Office finally rejected claims 1, 2, 5, 9, 14, 16, 27, 29-31, and 47-52 of the above-captioned patent application.

Enclosed pursuant to 37 C.F.R. § 1.136 is a Petition to extend the period for replying to the final rejection for three months, to and including April 16, 2004.

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330.00 GP

Also enclosed is a check in the amount of \$330.00 for the fee required by 37 C.F.R. § 1.17(b) for this Notice of Appeal. If there are any additional charges or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: 15 April 2004

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